

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**MARCUS TAITE, AIS 180664**

**vs.**

**CARTER DAVENPORT, *et al.***

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\* **CIVIL ACTION NO. 10-00329-KD-C**

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**ORDER**

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a *de novo* determination of those portions of the recommendation to which objection is made, the recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated July 30, 2010, is **ADOPTED** as the opinion of this Court.

**DONE and ORDERED** this the **31<sup>st</sup>** day of **August 2010**.

/s/ Kristi K. DuBose

**KRISTI K. DuBOSE**

**UNITED STATES DISTRICT JUDGE**